

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

Published by the Secretary of State, agreeably to Resolves of June 28,
1820, February 18, 1840, and March 16, 1842.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

Chapter 400.

An Act to change the name of the Plantation of Winterville.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

In honor of his excellency the governor, the name of Winterville plantation in the county of Aroostook is hereby changed, and the name shall be hereafter known as Hill plantation.

Winterville
plantation,
name
changed.

Approved March 28, 1903.

Chapter 401.

An Act to authorize William C. Farrell and Henry A. Gagnon to construct a dam or dams across Hammond brook, in Aroostook county, and build and maintain piers in said brook, and improve said brook for driving purposes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 1. William C. Farrell and Henry A. Gagnon, their heirs and assigns, are hereby authorized to erect and maintain a dam or dams, with piers, booms and sluices, on Hammond brook, in Cyr plantation, in Aroostook county, and improve said stream by removing therefrom, trees, brush, rocks, or other obstructions, to facilitate the driving of logs and lumber down said stream, and the holding of logs and lumber to be manufactured at the mill of said Farrell, situated on said stream.

Dam, piers,
booms and
sluices
authorized
on Hammond
brook.

Section 2. Said Farrell and Gagnon, their heirs and assigns, may purchase land and materials for building said dams and making said improvements, and flow contiguous lands so far as necessary to raise suitable heads of water, and land necessary for landing logs and lumber on said stream. And if the parties owning lands flowed or used for landings cannot agree upon the damages therefor, the said damages shall be estimated by the county commissioners for the county of Aroostook, as provided by law in case of taking lands for public highways, and for the damage occasioned by flowing land, the said Farrell and Gagnon, their heirs and assigns, shall not be liable to an action at common law, but the person injured may have a remedy, by complaint for flowing, in the manner provided by chapter ninety-two of the revised statutes.

May purchase
land.

—and flow
contiguous
lands.

—damages,
how
estimated.

Section 3. Said Farrell and Gagnon, their heirs and assigns, may demand and receive toll for the passage of logs and lumber cut and hauled above the mill of said Farrell, and driven over

Tolls.

CHAP. 402

—lien for
payment of
tolls.

—lien, how
enforced.

—when tolls
shall cease.

said dam or dams and improvements, including logs to be manufactured at said mill, of ten cents for each thousand feet, board measure, woods scale, and said Farrell and Gagnon, their heirs and assigns, shall have a lien upon all logs and lumber which may pass over any of their dams and improvements for the payment of said tolls, and said Farrell and Gagnon, their heirs and assigns, may hold said logs or lumber, or such quantity thereof as shall be necessary to pay such toll and costs and charges, in the pond at said Farrell's mill, and unless such toll is paid within ten days after the first of such logs or lumber liable to toll as aforesaid, have reached said pond, said Farrell and Gagnon, their heirs and assigns, may seize said logs or lumber and sell at public sale, such quantity thereof as shall be necessary to pay such toll and costs and charges, notice of the time and place of sale ten days before such sale being first given in some newspaper printed in the county of Aroostook, and said Farrell and Gagnon, their heirs and assigns, shall keep an account of all expenditure for improvements, and tolls as aforesaid, and when the amount of said tolls equals the expenditure and interest at six per cent, said tolls shall cease.

Section 4. This act shall take effect when approved.

Approved March 28, 1903.

Chapter 402.

An Act to amend Section three of Chapter thirty of the Private and Special Laws of eighteen hundred and seventy-two, relating to the Godfrey Falls Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 3,
chapter 30,
private and
special laws
of 1872,
amended.

Section 1. Section three of chapter thirty of the private and special laws of eighteen hundred and seventy-two is hereby amended by adding after the word "boom" in the seventeenth line the following, 'or their place of sale or manufacture,' and by adding after the word "may" in said seventeenth line the words 'then, or at any time thereafter,' so that said section as amended shall read as follows:

Tolls.

'Section 3. Said corporation may demand and receive as a toll the sum of seventy-five cents for each and every thousand feet board measure of all logs and lumber cut and not more than thirty feet in length and two dollars for each and every thousand feet board measure of all logs and lumber more than thirty feet in length put into the lakes, ponds and streams above